

RECORDATION NO. 7997 E  
Filed & Recorded

AUG 20 1975 -3 55 PM

INTERSTATE COMMERCE COMMISSION

TERMINATION STATEMENT, dated as of August 1, 1975, among SOUTHERN RAILWAY COMPANY (hereinafter called the Lessee), THE LIBERTY NATIONAL LEASING COMPANY (hereinafter called the Lessor), and FIRST SECURITY BANK OF UTAH, NATIONAL ASSOCIATION, as agent (hereinafter called the the Assignee).

WHEREAS the Lessee and the Lessor have entered into a Lease of Railroad Equipment dated as of June 15, 1975 (hereinafter called the Lease);

WHEREAS the Lessor and the Assignee have entered into an Assignment of Lease and Agreement dated as of June 15, 1975 (hereinafter called the Assignment);

WHEREAS the Lease and the Assignment were filed and recorded with the Interstate Commerce Commission pursuant to Section 20c of the Interstate Commerce Act on July 17, 1975, at 2:15 p.m., and were assigned recordation numbers 7997-B and 7997-C, respectively

WHEREAS the railroad equipment listed in the Lease has not been purchased by the Lessor, and has not been delivered and accepted pursuant to the terms of the Lease and is not subject thereto;

WHEREAS the Lessor has assigned its right to purchase

such railroad equipment to Liberty National Bank and Trust Company and said bank and trust company and the Lessee are entering into a lease in respect of such equipment; and

WHEREAS the parties hereto now desire to terminate the Lease;

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the parties hereto hereby agree as follows:

1. The Lease and the Assignment are hereby terminated, and shall be of no further force and effect.
2. The Lessee will promptly cause this Amendment Agreement to be filed and recorded in accordance with the provisions of § 16 of the Lease.

IN WITNESS WHEREOF, the parties hereto have caused their names to be signed hereto by their respective officers thereunto duly authorized, and their respective corporate seals, duly attested, to be hereunto affixed as of the day and year first above written.

SOUTHERN RAILWAY COMPANY,

[Corporate Seal]

Attest:

by *R. B. H. H.*  
Executive Vice President

*W. D. E. L.*  
Assistant Secretary

THE LIBERTY NATIONAL LEASING  
COMPANY,

by

Hy M Shultz  
President

[Corporate Seal]

Attest:

J. E. Voth  
Secretary

FIRST SECURITY BANK OF UTAH,  
NATIONAL ASSOCIATION, as agent,

by

Donna Proulx  
Authorized Officer

[Corporate Seal]

Attest:

Patricia Richards

DISTRICT OF COLUMBIA,) ss.:

On this 20<sup>th</sup> day of August 1975, before me personally appeared A.S. HAMILTON, to me personally known, <sup>Executive</sup> who being by me duly sworn, says that he is Vice President of SOUTHERN RAILWAY COMPANY, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

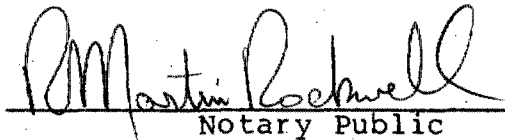
  
\_\_\_\_\_  
Notary Public

[Notarial Seal]

My Commission expires 6/14/78

COMMONWEALTH OF KENTUCKY,)  
COUNTY OF JEFFERSON, ) ss.:  
)

On this 18<sup>TH</sup> day of August 1975, before me personally appeared *Hugh M Shwab, III*, to me personally known, who being by me duly sworn, says that he is President of THE LIBERTY NATIONAL LEASING COMPANY, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

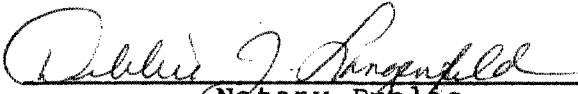
  
Notary Public

[Notarial Seal]

My Commission expires 3/15/76

STATE OF UTAH,                    )  
  ) ss.:  
COUNTY OF SALT LAKE,)

On this 13 day of August 1975, before me personally appeared *Donna Rosenlof*, to me personally known, who being by me duly sworn, says that he is an Authorized Officer of FIRST SECURITY BANK OF UTAH, NATIONAL ASSOCIATION, that one of the seals affixed to the foregoing instrument is the corporate seal of said association, that said instrument was signed and sealed on behalf of said association by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said association.

  
\_\_\_\_\_  
Notary Public

[Notarial Seal]

My Commission expires

*July 22, 1978*